

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

CAUSE NO.: 22959-AG24-0123-015

IN THE MATTER OF: )

Jason Sword )  
13962 Highway 31 N )  
Memphis, IN 47143 )

Respondent. )

Type of Agency Action: Enforcement )

License Number: 826681 )

**FILED**

**JAN 25 2024**

STATE OF INDIANA  
DEPT. OF INSURANCE

**FINDINGS OF FACT, CONCLUSIONS OF LAW,  
AND EMERGENCY ORDER**

The Commissioner of the Indiana Department of Insurance (“Commissioner”), being duly advised, now issues the Findings of Fact, Conclusions of Law, and Emergency Order:

**FINDINGS OF FACT**

1. Jason Sword (“Respondent”) is a licensed resident insurance producer holding license number 826681 since July 2, 2012.
2. On December 15, 2023, the Indiana Department of Insurance (“Department”) received notification that Respondent was terminated for cause from Anthem Insurance Companies, Inc., Anthem Life Insurance Company, Inc., Healthkeepers Inc., and Community Insurance Company (hereafter, “Anthem”).
3. Respondent was employed by Anthem from September 4, 2018, to December 15, 2023; Respondent’s role at the time of his termination was as Anthem’s Director of Sales.

4. Prior to Respondent being employed by Anthem, Respondent was an independent insurance producer working with his brother, Alan Sword, who is a licensed Indiana resident producer, and their agency, Senior Source Insurance, LLC (“Senior Source”).
5. At the time of Respondent’s hiring at Anthem, Respondent completed a conflict-of-interest survey, and represented the following:
  - a. Respondent would not have any contact or make decisions surrounding Anthem business in regard to Senior Source;
  - b. Respondent’s brother, Alan Sword, owned 50% of Senior Source;
  - c. Respondent would not sell any products for Senior Source; and
  - d. Respondent’s coworker at Anthem would continue to manage Senior Source’s business on behalf of Anthem.
6. Respondent completed additional conflict-of-interest surveys throughout his employment at Anthem, and agreed to and represented that Respondent would refrain from supporting Alan Sword with events, leads, exchange of referrals, and or sales; and not meet with Alan Sword on a one-on-one basis to discuss Anthem business.
7. Between May 24, 2019, and October 25, 2023, Respondent accessed Anthem’s confidential, proprietary, and trade secret data without an authorized purpose.
8. Respondent intentionally and improperly downloaded this confidential, proprietary and trade secret data and sent it to himself externally and to others, including Alan Sword.
9. The proprietary, confidential and secret data that Respondent intentionally and improperly downloaded and transmitted was not necessary for Respondent to meet his job requirements and responsibilities.

10. Respondent failed to abide by the conflict-of-interest survey completed at Anthem and breached many of the representations he made therein. Respondent violated Anthem's policies and procedures regarding handling, accessing, and using Anthem's confidential, proprietary and/or trade secret information.
11. Respondent shared proprietary, confidential, and/or trade secret information with Alan Sword and other producers at Senior Source.

### **CONCLUSIONS OF LAW**

1. An emergency exists such that an emergency order is appropriate under Indiana Code § 4-21.5-4-1, in that Respondent's continued selling of insurance in the state of Indiana with a valid license places Respondent in a position of trust with Indiana consumers and in control of Indiana consumers' financial circumstances.
2. Indiana Code § 27-1-15.6-12(b)(8) authorizes the Commissioner to suspend an insurance producer's license for using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in Indiana or elsewhere.
3. This Emergency Order is issued pursuant to Indiana Code § 4-21.5-4-2(a)(1).


### **ORDER**

With the Findings of Fact and Conclusions of Law, as stated above, the Commissioner now orders:

1. Jason Sword's Indiana resident producer license # 826681 is hereby immediately suspended for ninety (90) days, renewable as necessary per Indiana Code §4-21.5-4-5.

Under Indiana Code § 4-21.5-4-3, this Emergency Order is effective when issued. **Respondent has the right to request a hearing on this Emergency Order by filing a request for a hearing with the Department**, and if requested, an evidentiary hearing will be set on the matter as soon as practicable.

01.25.2024  
Dated

  
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Amy L. Beard, Commissioner  
Indiana Department of Insurance

Distribution to:

Joseph Bossinger, Attorney  
Indiana Department of Insurance  
311 W Washington St, Suite 103  
Indianapolis, IN 46204

Jason Sword  
13962 Highway 31 N  
Memphis, IN 47143

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**MOTION FOR EMERGENCY SUSPENSION**

The Enforcement Division of the Indiana Department of Insurance (“Department”), pursuant to Indiana Code § 4-21.5-4 *et seq.*, files its petition for emergency suspension against agent Jason Sword (“Respondent”), and states:

1. Respondent is a resident insurance producer holding license number 826681 since July 2, 2012.
2. Respondent’s license expires on October 31, 2024.
3. On December 15, 2023, the Department received notification that Respondent was terminated for cause from Anthem Insurance Companies, Inc., Anthem Life Insurance Company, Inc., Healthkeepers Inc., and Community Insurance Company (hereafter, “Anthem”)
4. Respondent was employed by Anthem from September 4, 2018, to December 15, 2023; Respondent’s role at the time of his termination was as Anthem’s Director of Sales. In

this role, Respondent was responsible for directing and coordinating sales activities for Medicare programs and developing strategies and sales plans for membership growth.

5. Prior to Respondent being employed by Anthem, Respondent was an independent insurance producer working with his brother, Alan Sword, who is a licensed Indiana resident producer, and their agency Senior Source Insurance, LLC (“Senior Source”).
6. Alan and Senior Source both held appointments to sell products on behalf of Anthem.
7. At the time of Respondent’s hiring at Anthem, Respondent completed a conflict-of-interest survey, representing the following:
  - a. Respondent would not have any contact or make decisions surrounding Anthem business in regard to Senior Source;
  - b. Respondent’s brother, Alan Sword owned 50% of Senior Source;
  - c. Respondent would not sell any products for Senior Source; and
  - d. Respondent’s coworker at Anthem would continue to manage Senior Source’s business on behalf of Anthem.
8. Respondent completed additional conflict-of-interest surveys throughout his employment at Anthem, and agreed to and represented that Respondent would refrain from supporting Alan with events, leads, exchange of referrals, and or sales; and not meet with Alan on a one-on-one basis to discuss Anthem business.
9. On December 18, 2023, the Department was notified by Anthem that between May 24, 2019, and October 25, 2023, Respondent accessed Anthem’s confidential, proprietary, and trade secret data without an authorized purpose.
10. The proprietary and confidential information included data regarding Anthem’s appointed producers in certain geographical areas, Anthem’s national market

penetration, sales and growth in comparison to Anthem's competitors, and other data regarding Anthem's sales and products.

11. Respondent intentionally and improperly downloaded this confidential and proprietary information and sent it to himself externally and to others, including Alan Sword.
12. The proprietary and confidential information that Respondent intentionally and improperly downloaded and transmitted was not necessary for Respondent to meet his job requirements and responsibilities.
13. Respondent failed to abide by the conflict-of-interest survey completed at Anthem and breached many of the representations he made therein. Respondent violated Anthem's policies and procedures regarding handling, access, and use of Anthem's confidential, proprietary and/or trade secret information.
14. Respondent shared confidential, proprietary, and/or trade secret information with his brother, Alan Sword, and other producers at Senior Source.
15. The Department has serious consumer protection concerns regarding Respondent's competence and trustworthiness.
16. An emergency exists in that Respondent's continued selling of insurance in the state of Indiana with a valid license places Respondent in a position of trust with Indiana consumers and in control of Indiana consumers' financial circumstances.
17. Indiana Code § 27-1-15.6-12(b)(8) authorizes the Commissioner to suspend an insurance producer for using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in Indiana or elsewhere.

18. Under Indiana Code § 4-21.5-4-2(a)(1), the Commissioner may, in an emergency, issue orders without notice or an evidentiary proceeding. However, Indiana Code § 4-21.5-4-4 provides that upon issuance of an emergency order, the Respondent may request a hearing as quickly as practicable.
19. Respondent Should be required to cease practice as an insurance agent until the Department can be sure that Respondent can practice competently and in an ethically responsible manner.

WHEREFORE, the Enforcement Division requests that the Department issue an order suspending the insurance license of Jason Sword under Indiana Code § 4-21.5-4-2, and for all other necessary and proper relief.



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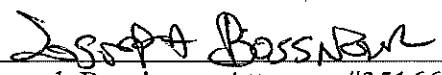
Joseph Bossinger, Attorney #35166-49  
Indiana Department of Insurance  
311 West Washington St  
Indianapolis, IN 46204



Certificate of Service

I certify that a copy of the foregoing has been served upon the Respondent by United States First Class mail, postage prepaid, the same day as filing.

Jason Sword  
13962 Highway 31 N  
Memphis, IN 47143

  
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Joseph Bossinger, Attorney #35166-49  
Indiana Department of Insurance  
311 W Washington St, Suite 103  
Indianapolis, IN 46204